IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

TUESDAY, THE 27TH NOVEMBER 2007 / 6TH AGRAHAYANA 1929

WP(Crl.).No. 269 of 2007(S)

PETITIONER:

PRATHEEP KUMAR, S/O. KUTTAPPAN NAIR,
AGED 24 YEARS, RESIDING AT EAST INDIA CLAYS
QUARTERS, THONNAKKAL P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.G.P.SHINOD
SRI.RAM MOHAN.G.
SRI.MANU V.

RESPONDENTS:
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1. THE SUPERINTENDENT OF POLICE,
THIRUVANANTHAPURAM RURAL POLICE DISTRICT,
KURAVANKONAM, THIRUVANANTHAPURAM.

2. THE DEPUTY SUPERINTENDENT OF POLICE,
ATTINGAL SUB DIVISION, ATTINGAL,THIRUVANANTHAPURAM

3. THE SUB INSPECTOR OF POLICE,
VATTAPPARA POLICE STATION, VATTAPPARA,
THIRUVANANTHAPURAM.

4. ASHRAF,
THRIPTHI, NEAR KANYAKULANGARA JUNCTION,VEMBAYAM,
MANIKKAL PANCHAYAT, THIRUVANANTHAPURAM.

5. LEELA BEGUM, W/O. ASHRAF,
RESIDING AT -DO- -DO-.

6. SUNAINA M.,
SUNAINA MANZIL, PACHALLOOR P.O.,
THIRUVANANTHAPURAM.

R4 to 6 BY ADV. SRI.THOMAS ABRAHAM
SRI.DIPU.R
R1 TO R3 BY GOVT. PLEADER SRI C.M. KAMMAPPU.

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 27/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

EXPT P1: A TRUE PHOTO COPY OF THE MARRIAGE CERTIFICATE DATED 14-8-2006 ISSUED BY THE MARRIAGE OFFICER, PATTOM, THIRUVANANTHPAURAM.

EXT.P2: A PHOTOGRAPH OF THE PETITIOENR AND HIS WIFE TAKEN AT THE OCCASION OF THEIR MARRIAGE.

EXT.P3: A TRUE PHOTOCOPY OF THE COMPAINT, DATED 16-11-2007 SUBMITTED BY THE PETIITOENR BEFORE THE FIRST RESPONDENT.

//TRUE COPY//

P.R.RAMAN & V.K.MOHANAN,JJ

W.P.(Crl.) No.269 of 2007

Dated, 27th November, 2007.

JUDGMENT

Raman, J.

This is a writ petition for habeas corpus filed by Sri Pradeep Kumar alleging that his wife Sreeja is under illegal custody of respondents 4 to 6. Reeja appeared before us along with parents. We interacted with her. We allowed the petitioner and Sreeja to have a talk for some time. After some time again the case was called. She said that she is not under illegal custody. She also said that she is a major and that they got married as per the Special Marriage Act. Her date of birth is 22-11-85. Ext.P1 is the certificate given by the Special Marriage Officer under the Special Marriage Act 1954. Since the alleged detenue is a major and Ext.P1 produced shows that the parties are married, she is set free. The writ petition is closed.

P.R.Raman, Judge.

V.K.Mohanan, Judge.

kvm/-

kvm/-

V.K.MOHANAN, J.

No....

Judgment/Order

Dated: